

**Minutes of the City of Frederick
Mayor and Board of Aldermen Regular Meeting**

August 1, 2019
7:00 p.m.
City Hall Boardroom

- I. Mayor Michael O'Connor presided. Present were Aldermen Kelly Russell, Derek Shackelford, Roger Wilson and Alderwoman Donna Kuzemchak. Also present were City Attorney Sandra Nickols and Legal Department Office Manager Kim Loop.
 - II. The Mayor led the Pledge of Allegiance.
 - III. There was no invocation.
 - IV. There were no presentations.
 - V. There were no minutes for approval.
 - VI. There were no closed meetings to report.
 - VII. The Mayor announced his acceptance of an invitation from the President of the Maryland Municipal League to chair their Legislative Committee.
 - VIII. During Aldermanic comments, Alderman Russell announced a new initiative in partnership between Alive @ Five and Terracycle to collect and recycle the plastic cups used during these events. This partnership will begin August 8, 2019. Volunteers who wish to participate in this pilot program can sign up online at Downtown Frederick Partnership's Alive @ Five webpage.
- Alderwoman Kuzemchak reminded everyone that National Night Out will be held on August 6, 2019 and urged residents to attend.
- IX. Public comments were received.
 - X. Consent Agenda

A. Release of Sureties and Acceptance of Improvements

On a motion made by Alderman Shackelford and seconded by Alderwoman Kuzemchak the Board approved 4-0 Consent Agenda items A.1 through A.3:

1. Approval to release M&T Bank LOC in the amount of \$23,500.00 posted by Robert K. Wormald, Inc., to guarantee SEC to Worman's Mill, Phase 7, Section A, further described in PWA dated 01/12/00

2. Approval to release Federal Insurance company Bond in the amount of \$313,461.60 posted by Day Development Co. LLC, to guarantee completion of SEC and public improvements to Tuscarora Creek Townhomes, Phase 3, further described in PWA dated 09/20/2011, and acceptance of Tuscarora Valley Court, Station 10+48 to 16+27 into the City's system
3. Approval to release Frederick County Bank LOC in the amount of \$689,300.00 posted by FCB Holdings One, LLC, to guarantee completion of SEC/SWMgmt/Public Improvements to the Bowers park site, further described in PWA dated 3/19/15. *This PWA/Surety has been replaced, in entirety, by Younghye, LLC, per PWA dated 07/08/19*

B. Grants

On a motion made by Alderman Shackelford and seconded by Alderman Russell the Board approved 4-0 Consent Agenda item B.1 through B.2:

1. Capital Projects Grant Agreement with the State of Maryland in the amount of \$1,000,000 for public parking and infrastructure
2. Capital Projects Grant Agreement with the State of Maryland in the amount of \$4,000,000 for public parking and infrastructure

XI. Public Hearing

1. On a motion made by Alderman Russell and seconded by Alderwoman Kuzemchak the Board approved 4-0 award of bids and issuance of purchase orders for the purchase of water and wastewater treatment chemicals (IFB 19-398) as follows:
 - a. Issuance of a purchase order in the amount of \$30,000 to Univar USA, Inc. for wastewater treatment chemicals
 - b. Issuance of a purchase order in the amount of \$150,000 to Kemira Water Solutions for wastewater treatment chemicals
 - c. Issuance of a purchase order in the amount of \$57,361 to Coyne for water treatment chemicals
 - d. Issuance of a purchase order in the amount of \$55,500 to Chemrite for water treatment chemicals
 - e. Issuance of a purchase order in the amount of \$154,174 to USALCO for water treatment chemicals
 - f. Issuance of a purchase order in the amount of \$46,202 to Klenzoid for water treatment chemicals
 - g. Issuance of a purchase order in the amount of \$49,410 to Univar, USA for water treatment chemicals
 - h. Issuance of a purchase order in the amount of \$49,203 to Greer Industries for water treatment chemicals

No public comment was received.

2. On a motion made by Alderman Russel and seconded by Alderman Wilson the Board approved 4-0 an Agreement with KFH Group, Inc. in the amount of \$100,000 for a Downtown Parking and Circulator Study. Public comment was received.
3. On a motion made by Alderman Russell and seconded by Alderman Wilson the Board approved 4-0 an Ordinance to amend the Code of the City of Frederick to add a new Section 5-27 for the purpose of prohibiting a person from allowing the use of a building for sex trafficking or other related offenses. No public comment was received.
4. The Board considered an Ordinance to amend the Code of the City of Frederick, Section 12.5-3 and Section 12.5-4 concerning receivership of blighted structures. No action was taken. This item will be brought forward at the August 7, 2019 Mayor and Board of Aldermen Workshop for further discussion. Public comment was received.

XII. Appointments

On a motion made by Alderman Shackelford and seconded by Alderman Wilson the Board approved 4-0 the appointment of Cathy Alexander to the Board of Directors for Weinberg Center for the Arts, Inc. for a three-year term of August 1, 2019 to June 30, 2022

On a motion made by Alderman Russell and seconded by Alderman Shackelford the Board approved 4-0 the appointment of Theresa Gardiner to the Board of Directors for the Weinberg Center for the Arts, Inc. for a three-year term of August 1, 2019 to June 30, 2022

- ## XIII.
- During Aldermanic comments and new business, Alderwoman Kuzemchak noted that she would have liked to move forward with the vote on the receivership ordinance but she appreciates the opportunity to discuss the issue more. She also noted that the proposed change was substantial, but acknowledged that we make changes all the time and wondered why we are sometime less apt to do so during meetings.

Alderman Shackelford thanked the public for their comments, suggestions and involvement.

Alderman Russell had no comments.

Alderman Wilson noted the staff presentations were superb and shared his appreciation for the professionalism brought to the podium. He also thanked the residents and citizens for their testimony, stating he likes to see them in the seats and asking them to please return and be a part of the public process.

- XIV. The Mayor had no additional comments.
- XV. There were no committee reports.
- XVI. There were no director reports.
- XVII. Additional public comments were received.

There being no further official business, the meeting was adjourned at 8:25 p.m.

Respectfully submitted,
Kimberly Loop
Legal Department Office Manager